

03-14-06

DAG

X

Docket No.: TRUC-0006 / 95-103-3

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## In Re Application of:

Anke Klippel and Lewis T. Williams

Application No.: 09/964,909

Filing Date: September 26, 2001

For: CONSTITUTIVELY ACTIVE PHOSPHATIDYLINOSITOL 3-KINASE AND  
USES THEREOF

Confirmation No.: 3406

Group Art Unit: 1652

Examiner: Not Yet Assigned

EXPRESS MAIL LABEL NO: EV396265257US  
DATE OF DEPOSIT: March 16, 2006

EV396265257US

Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED

MAR 21 2006

OFFICE OF PETITIONS

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR § 1.137(b)

The above-identified application became abandoned for failure to file a timely and proper reply to the Notice to File Missing Parts of Nonprovisional Application mailed on November 2, 2001, which set a January 2, 2002 period for reply. The date of abandonment is the day after the expiration date of the period set for reply in the Office Notice or Action plus any extensions of time obtained therefore.

APPLICANT(S) HEREBY PETITIONS FOR THE REVIVAL OF THIS  
APPLICATION

Petition fee (37 CFR § 1.17m):

 Small Business entity - fee \$750.00 Applicant(s) has previously claimed small entity status under 37 CFR § 1.27.

03/20/2005 TDESHAM1 00000013 233050 09854909

01 FC:2453 750.00 DA

03/10/2006 DKRCLK 00000009 233050 09854909

01 FC:2051 65.00 DA

- Applicant(s) by its/their undersigned attorney claims small entity status under 37 CFR § 1.27 as:
- an Independent Inventor
- a Small Business Concern
- a Nonprofit Organization
- Other than a Small Business entity - fee \$1,500.00.

Reply and/or fee:

The reply to the above-noted Notice to File Missing Parts of Nonprovisional Application

- in the form of \_\_\_\_\_ was previously filed on \_\_\_\_\_
- is enclosed herewith.

The Issue Fee of \$ .00

- was previously paid on \_\_\_\_\_
- is enclosed herewith.

Terminal disclaimer with disclaimer fee:

- Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer and disclaimer fee (37 CFR § 1.20(d)) disclaiming a period equivalent to the period of abandonment is enclosed herewith. (See PTO/SB/63)

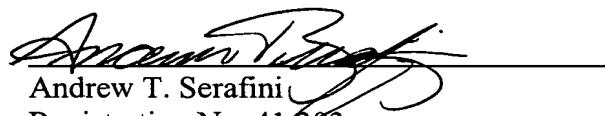
**STATEMENT**

The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR § 1.137(b) was unintentional.

## Payment of fee(s):

- A check in the amount of \$ .00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- Please charge Deposit Account No. 23-3050 in the amount of \$750.00. This sheet is attached in duplicate.
- The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.
- This Petition is enclosed in duplicate.

Date: March 15, 2006

  
Andrew T. Serafini  
Registration No. 41,303

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